

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

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ROBERT SELEVAN, ANNE RUBIN, :
DAVID TALARICO and SAMUEL TAUB, :
individually and on behalf of all others :
similarly situated, : Civil Action No. 06-cv-291 (GLS/DRH)
:
Plaintiffs, :
:
v. :
:
NEW YORK STATE THRUWAY :
AUTHORITY and JOHN L. BUONO, in his: :
official capacity as Chief Executive Officer :
and Chairman of the New York State :
Thruway Authority, :
:
Defendants. :
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DECLARATION OF SETH R. LESSER

I, SETH R. LESSER, declare under the penalty of perjury and state as follows:

1. I am a member of the bar of this Court and a partner of Klafter Olsen & Lesser LLP, attorneys for Plaintiffs in the above-captioned case. I submit this Declaration in Support of Plaintiffs' Motion for Class Certification.

2. Attached to this Declaration as Exhibit A hereto is a copy of the class certification order in *Cohen v. Rhode Island Turnpike And Bridge Auth.*, C.A. No. 09-1535 (D.R.I. Apr. 29, 2009).

3. Attached to this Declaration as Exhibit B hereto is a true and accurate copy of the "Thruway Fact Book" made available by Defendants at their website, www.nysthruway.gov/about/factbook/index.html#WhyTolls.

4. Attached to this Declaration as Exhibit C is a true and accurate copy of a document produced by Defendants in this litigation relating to trips over the Grand Island Bridge.

5. Attached to this Declaration as Exhibit D hereto is a true and accurate copy of the NYSTA Toll Rates and Discount Plans available on Defendant NYSTA's website at www.nysthruway.gov/ezpass/discount.html.

7. Attached as this Declaration as Exhibit E hereto are true and accurate copies of the firm resumes of proposed class counsel.

Executed on February 1, 2011

s/Seth R. Lesser
Seth R. Lesser